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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0551-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

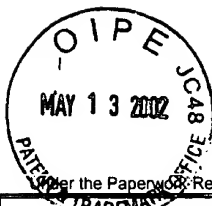
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	09/626,526
		Filing Date	July 27, 2000
		First Named Inventor	GREEN et al.
		Group Art Unit	2881
		Examiner Name	C. H. Jackson
Total Number of Pages in This Submission	11	Attorney Docket Number	NUFO-021
ENCLOSURES (check all that apply)			
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group	
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences	
<input checked="" type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)	
<input checked="" type="checkbox"/> Request for Continued Examination (RCE)	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information	
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter	
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Other Enclosure(s) (please identify below):	
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Change of Correspondence Address		
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual Name	ROBERT C. HALL, Reg. No. 39,209		
Signature			
Date	05/03/02		

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date:	
Typed or printed name	Teri Muir
Signature	
Date	MAY 3, 2002

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PTO/SB/17 (10-01)
Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE
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FEE TRANSMITTAL for FY 2002		Complete if Known																													
Patent fees are subject to annual revision.		Application Number	09/626,526																												
		Filing Date	July 27, 2000																												
		First Named Inventor	GREEN et al.																												
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		Group Art Unit	2881																												
		Attorney Docket No.	NUFO-021																												
TOTAL AMOUNT OF PAYMENT (\$)		1596.00																													
METHOD OF PAYMENT		FEE CALCULATION (continued)																													
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit overpayments to: Deposit Account Number 50-0815 Deposit Account Name Bozicevic, Field & Francis LLP <input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 <input type="checkbox"/> Applicant Claims small entity status. See 37 CFR 1.27		3. ADDITIONAL FEES																													
2. <input type="checkbox"/> Payment Enclosed: <input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other																															
2. BASIC FILING FEE																															
<table border="1"><thead><tr><th>Large Entity Fee Code</th><th>Small Entity Fee Code</th><th>Fee Description</th><th>Fee Paid</th></tr></thead><tbody><tr><td>101</td><td>201</td><td>Utility filing fee</td><td></td></tr><tr><td>106</td><td>206</td><td>Design filing fee</td><td></td></tr><tr><td>107</td><td>207</td><td>Plant filing fee</td><td></td></tr><tr><td>108</td><td>208</td><td>Reissue filing fee</td><td></td></tr><tr><td>114</td><td>214</td><td>Provisional filing fee</td><td></td></tr><tr><td colspan="3">SUBTOTAL (1)</td><td></td></tr></tbody></table>		Large Entity Fee Code	Small Entity Fee Code	Fee Description	Fee Paid	101	201	Utility filing fee		106	206	Design filing fee		107	207	Plant filing fee		108	208	Reissue filing fee		114	214	Provisional filing fee		SUBTOTAL (1)					
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1. EXTRA CLAIM FEES																															
<table border="1"><thead><tr><th>Total Claims</th><th>Extra Claims</th><th>Fee from below</th><th>Fee Paid</th></tr></thead><tbody><tr><td>24-20**</td><td>= 14 x</td><td>18.00</td><td>= 252.00</td></tr><tr><td>Indep. Claims 5-3**</td><td>= 6 x</td><td>84.00</td><td>= 504.00</td></tr><tr><td>Multiple Dependent</td><td></td><td></td><td></td></tr></tbody></table>		Total Claims	Extra Claims	Fee from below	Fee Paid	24-20**	= 14 x	18.00	= 252.00	Indep. Claims 5-3**	= 6 x	84.00	= 504.00	Multiple Dependent																	
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Multiple Dependent																															
Large Entity Fee Code 103 18 203 9 Claims in excess of 20																															
102 84 202 42 Independent claims in excess of 3																															
104 280 204 140 Multiple dependent claim, if not paid																															
109 84 209 42 ** Reissue independent claims over original patent																															
110 18 210 9 ** Reissue claims in excess of 20 and over original patent																															
SUBTOTAL (2) \$ 746.00																															
**or number previously paid, if greater; For Reissues, see above.																															
		SUBTOTAL (3) (\$) 850.00																													

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	ROBERT C. HALL	Registration No. (Attorney/Agent)	39,209
Signature		Telephone	(650) 327-3400
		Date	05/03/02

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#10/C
7-202
R. Drake

In re application of: Green et al.

Serial No.: 09/626,526

Filed: July 27, 2000

For: METHOD AND APPARATUS FOR
FILTERING AN OPTICAL BEAM

Art Unit: 2881

Examiner: Jackson, C.

Atty ref.: NUFO-021

Date of Deposit: MAY 3, 2002

Teri Muir

Signature

Teri Muir

Typed or Printed Name

AMENDMENT

Assistant Commissioner for Patents
Washington DC 20231

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Sir:

This amendment is accompanied by a Request for Continued Prosecution, and is responsive to the Office Action dated December 4, 2001 for which a three-month period for response was given making this response due on or before March 4, 2001. A Petition for a 2-Month Extension of Time is submitted herewith, making this amendment due on or before May 4, 2002. Accordingly, this response is timely filed.

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In view of the remarks put forth below, reconsideration and allowance are respectfully requested.

IN THE CLAIMS

Please cancel claims 59-87 without prejudice, and replace therefore the following new claims.

Sub
D1
C1

88. (New) A tunable filter apparatus, comprising:
- (a) a grid generator positioned in an optical path and configured to generate a first plurality of transmission peaks corresponding to channels within a selected wavelength range; and
 - (b) a channel selector positioned in said optical path and configured to generate a second plurality of transmission peaks within said wavelength range.

05/16/2002 MGERREM1 00000036 500815 09626526

01 FC:102 504.00 CH

02 FC:103 252.00 CH